

To: Wall, Dan[wall.dan@epa.gov]; Goodrich, Donald[Goodrich.Donald@epa.gov]
From: Christenson, Dave
Sent: Fri 8/28/2015 11:51:59 PM
Subject: FW: ESAT Region 8 Potential COI

fyi

-----Original Message-----

From: McDaniel, Mark [mailto:MMcDaniel@TechLawInc.com]
Sent: Friday, August 28, 2015 1:03 PM
To: Wieber, John; Christenson, Dave
Subject: FW: ESAT Region 8 Potential COI

Here is an updated email with more information.

From: Manley, Judith
Sent: Friday, August 28, 2015 12:32 PM
To: 'Frate, Cynthia'
Cc: Calanni, John; McDaniel, Mark
Subject: RE: ESAT Region 8 Potential COI

Cindy,

We have been asked by BLM to bid on preparing a Quality Assurance Project Plan for sampling activities on the Upper Animas River site. The request came through a subcontract we have with Environmental Cost Management under their BLM BPA contract. BLM stated that they are working cooperatively with EPA on this project. It is also possible that BLM will request a bid to conduct sampling after the QAPP is prepared.

TechLaw has conducted work for this site under ESAT and START. We have most recently analyzed samples from the Animas at the ESAT lab. In addition, we have conducted the baseline ecological risk assessment, and developed multiple Sample Analysis Plans (SAPs)/QAPPs to support sample collection activities over several years. We have also implemented the SAPs/QAPPs for surface water, soil, sediment and macroinvertebrates over the past several years, and submitted sampling activities reports post sampling events. Under START we have deployed personnel to support data management, GIS and sampling activities associated with the recent ER. Regarding ESAT and START, please note we have not validated any of our own sample analysis.

Regarding the BLM work, TechLaw does not believe this work to be a conflict of interest as BLM is also a Federal agency and is working cooperatively with EPA on this site; however, as TechLaw has and is working on this site for EPA and portions of the Animas run through BLM owned/managed land, we wanted to obtain your consent for us to conduct work for BLM at the Upper Animas River Site. Mark McDaniel is reaching out to the ESAT management in Region 8 also to see if they have any concerns. BLM project staff is aware we are conducting work for EPA and does not see this as a conflict. We have asked for input from the BLM CO also.

Please do not hesitate to ask if you have any questions. I am coming down to see Ross on Tuesday if you would like to meet with me also about this. Have a great weekend.

Judy